

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 80TH LEGISLATIVE REGULAR SESSION

February 26, 2007

TO: Honorable Robert Duncan, Chair, Senate Committee on State Affairs

FROM: John S. O'Brien, Director, Legislative Budget Board

IN RE: SB468 by Ellis (Relating to the standard of proof in health care liability claims involving emergency care.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Civil Practice and Remedies Code by eliminating the requirement for a claimant involved in a health care liability claim against a physician or health care provider for injury to or death of a patient arising out of the provision of emergency medical care to show by a preponderance of the evidence that the physician or health care provider acted with willful and wanton negligence.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 212 Office of Court Administration, Texas Judicial Council

LBB Staff: JOB, KJG, SD, MN